

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

Criminal Appeal No. 596 of 2006.

The State of Maharashtra. .. Appellant.

vs

Kiran Dinkar More and anr. .. respondents.

Mr D.R.More, Addl P.P.for the appellant.

None for the respondents.

**CORAM:V.G.PALSHIKAR, Acg, C.J.&
SMT. NISHITA MHATRE J.**

DATE:AUGUST 30, 2006.

P.C.:-

Heard the learned Addl. Public Prosecutor in the appeal for enhancement of the sentence. The learned trial Judge, on appreciation of evidence on record has convicted the accused under section 307 of I.P.C. and sentenced him to suffer three years imprisonment. There is no reason to interfere with the discretion exercised by the learned trial Judge, who had an advantage of appreciating the first hand evidence along with the deamnou of the witnesses. Therefore the punishment appears to be commensurate with the offence. Hence no interference is called for. Appeal for enhancement of sentence is dismissed.